



28 Liberty Street, 30<sup>th</sup> Floor • New York, NY 10005  
Telephone: (212) 300-0375 • Facsimile: (212) 481-1333 • www.fslawfirm.com

**MEMO ENDORSED**

November 27, 2017

**Via ECF & Electronic Mail**

Hon. Katherine Polk Failla, U.S.D.J.  
United States District Court, S.D.N.Y.  
40 Foley Square, Room 2103  
New York, New York 10007  
E: Failla\_NYSDChambers@nysd.uscourts.gov

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**Re: *Orue et al v. Artisanal Fromagerie & Bistro, et. al***  
***No.: 15 Civ. 5727 (KPF)***

Dear Judge Failla:

We represent Plaintiffs in the above-referenced action. Pursuant to Your Honor's Order dated November 13, 2017 (ECF No. 147), we write jointly with Defendants Artisanal Fromagerie & Bistro LLC and Vincent S. Bonfittodrory a/k/a "Sarid Drory" to provide the Court with a copy of the fully executed Revised Settlement Agreement for your review, and respectfully request judicial approval of the parties' proposed agreement attached hereto as **Exhibit 1**.

On behalf of all parties, we thank Your Honor for your time and consideration in this matter.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Nicholas P. Melito". The signature is fluid and cursive, with a large initial "N" and a long, sweeping underline.

Nicholas P. Melito

CC: Counsel of Record (via Electronic Mail & ECF)  
Ms. Nancy Temple, Esq. (via Electronic Mail)

The Court is in receipt of the parties' revised settlement agreement. The Court has reviewed the proposal in light of *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015), *Lopez v. Nights of Cabiria*, 96 F. Supp. 3d 170 (S.D.N.Y. 2015), and *Wolinsky v. Scholastic Inc.*, 900 F. Supp. 2d 332 (S.D.N.Y. 2012), and finds that the settlement is fair.

In light of the parties' submission of their revised agreement, the pretrial conference, previously scheduled for Wednesday, November 29, 2017, at 10:30 a.m., is hereby ADJOURNED *sine die*.

Dated: November 28, 2017  
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE